



Tennessee Supreme Court
DISCRETIONARY APPEALS
Grants & Denials List
November 17, 2014 - November 21, 2014

GRANTS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Appellate Judge/Judgment	Nature Of Appeal	Action
<u>Nashville</u>				
VODAFONE AMERICAS HOLDINGS, INC. & SUBSIDIARIES v. REAGAN FARR M2013-00947-SC-R11-CV	Davidson County Chancery Court Russell T. Perkins 071860IV	Bennett, Andy D.: Affirmed Clement Jr., Frank G.: Dissent	TRAP 11	Granted: Application of Vodafone Americas Holdings, Inc. & Subsidiaries Order filed 11-20-14 (See Attached Order)
CIRCLE C CONSTRUCTION, LLC v. D. SEAN NILSEN, ET AL. M2013-02330-SC-R11-CV	Davidson County Circuit Court Hamilton V. Gayden, Jr. 13C1465	Bennett, Andy D.: Affirmed	TRAP 11	Granted: Application of Circle C Construction, LLC Order filed 11-20-14 (See Attached Order)

KIGHWAUDA M. YARDLEY v. HOSPITAL
HOUSEKEEPING SYSTEMS, LLC.
M2014-01723-SC-R23-CV

U.S. District Court, Middle District
Aleta Arthur Trauger
313cv00622

SCt Rule 23

Accepted: Court
accepts certification
of the following
questions (See
Attached Order)
Order filed 11-19-14

Jackson

STEPHANIE D. TURNER v. KEVIN TURNER
W2013-01833-SC-R11-CV

Fayette County Chancery Court
Martha Brasfield
12354

Stafford, J. Steven: Affirmed
Summers, Paul G.: Concur

TRAP 11

Granted:
Application of Kevin
Turner

Order filed 11-20-14
(See Attached
Order)

TIMOTHY DAVIS AS SURVIVING SPOUSE AND NEXT
OF KIN OF KATHERINE MICHELLE DAVIS v.
MICHAEL IBACH, MD, ET AL.
W2013-02514-SC-R11-CV

Dyer County Circuit Court
William B. Acree
09CV65

Kirby, Holly M.: Affirmed

TRAP 11

Granted:
Application of
Michael Ibach, MD
and Martinson
Ansah, MD

Order filed 11-19-14
(See Attached
Order)

DENIALS

Style/Appeal Number	County/Trial Judge/ Trial Court No.	Appellate Judge/Judgment	Nature Of Appeal	Action
<u>Nashville</u>				
STATE OF TENNESSEE v. BRIAN DUNKLEY and WILLIAM MILLER M2012-00548-SC-R11-CD	Davidson County Criminal Court Steve R. Dozier 2009B1419	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Brian Dunkley Order filed 11-20-14
IN RE ESTATE OF DAVID ROSE M2012-01314-SC-R11-CV	Davidson County Circuit Court David Randall Kennedy 12P291	Cottrell, Patricia J.: Affirmed Clement Jr., Frank G.: Concur in Part/Dissent in Part	TRAP 11	Denied: Application of Mike Locke and Cvan Avian Order filed 11-19-14
STATE OF TENNESSEE v. DEON LAMONT CARTMELL M2012-01925-SC-R11-CD	Davidson County Criminal Court J. Randall Wyatt, Jr. 2010B1351	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Deon Lamont Cartmell Order filed 11-20-14

STATE OF TENNESSEE v. MARKREO SPRINGER and WILLIAM COLEY M2012-02046-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2009D3254	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of William M. Coley Order filed 11-20-14
MIKE LOCKE, ET AL. v. THOMAS W. SCHLATER, ET AL. M2012-02504-SC-R11-CV	Davidson County Circuit Court David Randall Kennedy 11P756	Cottrell, Patricia J.: Reversed Clement Jr., Frank G.: Concur in Part/Dissent in Part	TRAP 11	Denied: Application of Mary Schlater Stumb and Louise Rose Herbert, Trustee of the David Hughes Rose Trust, Order filed 11-19-14
IN RE ESTATE OF DAVID ROSE M2012-02508-SC-R11-CV	Davidson County Circuit Court David Randall Kennedy 10P869	Cottrell, Patricia J.: Affirmed Clement Jr., Frank G.: Concur in Part/Dissent in Part	TRAP 11	Denied: Application of Mike Locke and Cvan Avian Order filed 11-19-14
STATE OF TENNESSEE v. RANDALL GRAINGER M2012-02545-SC-R11-CD	Davidson County Criminal Court Cheryl A. Blackburn 12A592	Woodall, Thomas T.: Affirmed	TRAP 11	Denied: Application of Randall Grainger Order filed 11-20-14

STATE OF TENNESSEE v. TARRANTS CHANDLER M2013-00279-SC-R11-CD	Davidson County Criminal Court Mark J. Fishburn 2011A825	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Tarrants Chandler Order filed 11-20-14
IN RE JUSTIN H. M2013-00292-SC-R11-CV	Bedford County Circuit Court Franklin L. Russell 12062	Kirby, Holly M.: Affirmed	TRAP 11	Denied: Application of Torry Hansen Order filed 11-19-14
STATE OF TENNESSEE v. JOHNNATHAN R. JOHNSON M2013-00301-SC-R11-CD	Montgomery County Circuit Court Michael R. Jones 41101174	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Johnathan R. Johnson Order filed 11-19-14
IN RE THE ADOPTION OF MALE CHILD ALEXANDER C. M2013-00583-SC-R11-CV	Rutherford County Chancery Court Robert E. Corlew, III 12CV1059, 12CV1097	Dinkins, Richard H.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of C.M.C. and D.F.C. Order filed 11-20-14

STATE OF TENNESSEE v. KENNETH KRASOVIC M2013-00607-SC-R11-CD	Grundy County Circuit Court Thomas W. Graham 4985	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Kenneth Krasovic, Denied: Motion for Writ of Error Coram Nobis, Order filed 11-21-14
NASHVILLE METRO GOVERNMENT v. NEW ORLEANS MANOR, INC., ET AL. M2013-00706-SC-R11-CV	Davidson County Chancery Court Claudia Bonnyman 12368I	Dinkins, Richard H.: Affirmed	TRAP 11	Denied: Application of Iona Senecal Order filed 11-19-14
JEANNIE MCFARLAND v. BRANDON BASS M2013-00768-SC-R11-CV	Giles County Chancery Court Jim T. Hamilton 4573	Dinkins, Richard H.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Jeannie McFarland Order filed 11-20-14
STATE OF TENNESSEE v. DAVID WAYNE FELTS M2013-00939-SC-R11-CD	Davidson County Criminal Court Steve R. Dozier 2011B1774	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of David Wayne Felts

ANTWAN YUMATA HUNTER v. STATE OF
TENNESSEE
M2013-01142-SC-R11-PC

Davidson County Criminal Court
Monte Watkins
2010C2617

Williams, John Everett: Affirmed

TRAP 11

Denied: Application
of Antwan Yumata
Hunter

Order filed 11-20-14

MARKEESHA L. RUCKER v. FREDERICK E. HARRIS
M2013-01240-SC-R11-JV

Davidson County Juvenile Court
Walter C. Kurtz
20101115, 20101116

Stanley Jr., Larry B.: Affirmed

TRAP 11

Denied: Application
of Frederick E.
Harris

Order filed 11-21-14

STATE OF TENNESSEE v. KEVIN LAMONT FRENCH
M2013-01270-SC-R11-CD

Davidson County Criminal Court
Steve R. Dozier
2010C2466

Page, Roger A.: Affirmed

TRAP 11

Denied: Application
of Kevin Lamont
French

Order filed 11-20-14

STATE OF TENNESSEE v. KEVIN R. BEASLEY M2013-01424-SC-R11-CD	Davidson County Criminal Court Monte Watkins 2011D3614	Wedemeyer, Robert W.: Reversed	TRAP 11	Denied: Application of Kevin R. Beasley, OPN of Court of Criminal Appeals is designated "Not For Citation" accordance with Supreme Court Rule 4(E)(1) Order filed 11-21-14 (See Attached Order)
SUSAN MOORE TAYLOR v. JOHN THOMAS TAYLOR M2013-01590-SC-R11-CV	Montgomery County Circuit Court Ross H. Hicks MCCCCVDN110887	Clement Jr., Frank G.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Susan Moore Taylor Order filed 11-19-14
RICARDO DAVIDSON v. STATE OF TENNESSEE M2013-01645-SC-R11-PC	Maury County Circuit Court Stella L. Hargrove 18968	Williams, John Everett: Affirmed	TRAP 11	Denied: Application of Ricardo Davidson Order filed 11-20-14

JAMAR ED-WAE SCOTT v. STATE OF TENNESSEE M2013-01724-SC-R11-PC	Davidson County Criminal Court Seth W. Norman 2006A419	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Jamar Scott Order filed 11-20-14
MICHAEL O'NEIL v. CLINICALLY HOME, LLC M2013-01789-SC-R11-CV	Davidson County Chancery Court Ellen H. Lyle 121007III	McMillan Jr., Laurence M.: Affirmed	TRAP 11	Denied: Application of Clinically Home, LLC Order filed 11-19-14
CONNIE HAYES v. STATE OF TENNESSEE CIVIL SERVICE COMMISSION M2013-01811-SC-R11-CV	Davidson County Chancery Court Claudia Bonnyman 121525I	Highers, Alan E.: Affirmed	TRAP 11	Denied: Application of Connie Hayes Order filed 11-19-14
ALFRED E. EMRICK, JR. v. GREGORY MOSELEY, ET AL. M2013-01829-SC-R11-CV	Montgomery County Circuit Court Ross H. Hicks MCCCCVGS122627	Frierson II, Thomas R.: Vacated	TRAP 11	Denied: Application of Alfred E. Emrick, Jr. Order filed 11-20-14

OK NAN KIM LAMBERT v. MARK STEPHEN LAMBERT M2013-01885-SC-R11-CV	Montgomery County Chancery Court Laurence M. McMillan, Jr. MCCHCVDI030000563	Kirby, Holly M.: Affirmed	TRAP 11	Denied: Application of Mark Stephen Lambert Order filed 11-20-14
CHARLES CALHOUN v. STATE OF TENNESSEE M2013-01942-SC-R11-PC	Davidson County Criminal Court Seth W. Norman 2011D2974	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Charles Calhoun Order filed 11-20-14
STATE OF TENNESSEE v. KENNETH MOORE M2013-02022-SC-R11-CD	Dekalb County Circuit Court Leon C. Burns, Jr. 2011CR196	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Kenneth Moore Order filed 11-19-14
IN RE ESTATE OF JANE KATHRYN ROSS, ET AL. M2013-02218-SC-R11-CV	Davidson County Probate Court David Randall Kennedy 10P1253	Clement Jr., Frank G.: Affirmed	TRAP 11	Denied: Application of David G. Rogers Order filed 11-21-14

MYRON L. JOHNSON v. STATE OF TENNESSEE M2013-02314-SC-R11-HC	Hickman County Circuit Court James G. Martin, III 13CV49	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Myron L. Johnson Order filed 11-21-14
STATE OF TENNESSEE v. TERRY ODELL LUCAS M2013-02389-SC-R11-CD	Robertson County Circuit Court John H. Gasaway, III 2013CR241	Page, Roger A.: Reversed	TRAP 11	Denied: Application of Terry Odell Lucas Order filed 11-20-14
KENNETH DEWAYNE JOHNSON v. STATE OF TENNESSEE M2013-02491-SC-R11-PC	Davidson County Criminal Court Steve R. Dozier 2011C2232	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Kenneth Dawayne Johnson Order filed 11-19-14
EUGENE MARK HOGBIN v. STATE OF TENNESSEE M2014-00085-SC-R11-PC	Cheatham County Circuit Court Robert E. Burch CR15924	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of Eugene Mark Hogvin Order filed 11-20-14

JEFFERY ODOM v. STATE OF TENNESSEE M2014-00470-SC-R11-HC	Rutherford County Circuit Court David M. Bragg F55878A, F56586B	Smith, Jerry L.: Dismissed	TRAP 11	Denied: Application of Jeffery Odom Order filed 11-20-14
JONATHAN DAVIS v. STATE OF TENNESSEE M2014-00935-SC-R11-PC	Maury County Circuit Court Stella L. Hargrove 8455	Smith, Jerry L., Wedemeyer, Robert W., Woodall, Thomas T.: Case Dispositional Decision	TRAP 11	Denied: Application of Jonathan Davis Order filed 11-20-14
EMILY LAURA WILLIAMS v. MELBORNE AUSTIN WILLIAMS M2014-01040-SC-R11-CV	Williamson County Circuit Court James G. Martin, III 82479	Per Curiam: Case Dispositional Decision	TRAP 11	Denied: Application of Melbourne Austin Williams Order filed 11-19-14

Knoxville

ALGIE LAVELL MCCLURE v. STATE OF TENNESSEE E2013-00415-SC-R11-PC	Hamilton County Criminal Court Rebecca J. Stern 271157	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Algie Lavell McClure Order filed 11-21-14
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JACK E. MILLER v. BOYD WYATT E2013-00491-SC-R11-CV	Cumberland County Circuit Court Amy V. Hollars CV005372	Susano Jr., Charles D.: Affirmed	TRAP 11	Denied: Application of Jack E. Miller Order filed 11-20-14
STATE OF TENNESSEE v. DARREN EUGENE FLESHMAN E2013-00557-SC-R11-CD	Knox County Criminal Court Steven Wayne Sword 95808	Bivins, Jeffrey S.: Affirmed in Part, Vacated in Part	TRAP 11	Denied: Application of Darren Eugene Fleshman Order filed 11-21-14
KEVIN ALLEN GENTRY v. STATE OF TENNESSEE E2013-00791-SC-R11-PC	Sevier County Circuit Court Richard R. Vance 16505	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Kevin Allen Gentry Order filed 11-20-14
DENNIS WADE SUTTLES v. STATE OF TENNESSEE E2013-01016-SC-R11-PD	Knox County Criminal Court Mary B. Leibowitz 72245	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Dennis Wade Suttles Order filed 11-21-14

STATE OF TENNESSEE v. JAWAUNE MASSEY E2013-01047-SC-R11-CD	Sullivan County Circuit Court R. Jerry Beck S51540, S52127	Bivins, Jeffrey S.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of Jawaune Massey Order filed 11-20-14
STATE OF TENNESSEE v. AARON GUILLIAMS E2013-01405-SC-R11-CD	Anderson County Circuit Court Donald Ray Elledge B0C00708	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Aaron Guilliams Order filed 11-19-14
TENNESSEE FARMERS MUTUAL INSURANCE COMPANY v. JUDY PAULINE SIMMONS A/K/A JUDY SIMMONS AND LORI BETH SIMMONS A/K/A LORI BETH CASEY E2013-01419-SC-R11-CV	Unicoi County Circuit Court Thomas J. Seeley, Jr. C7646	Frierson II, Thomas R.: Affirmed	TRAP 11	Denied: Application of Charles Casey Order filed 11-20-14
MICHAEL DANIELS v. STATE OF TENNESSEE E2013-01478-SC-R11-PC	Hamilton County Criminal Court Rebecca J. Stern 283732	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Michael Daniels Order filed 11-21-14

STATE OF TENNESSEE v. CHRISTINA LEE JONES THOMAS E2013-01531-SC-R11-CD	Washington County Criminal Court Robert E. Cupp 31286B, 35516	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Christina Lee Jones Thomas Order filed 11-20-14
STATE OF TENNESSEE v. ASHLEY MOYERS E2013-01608-SC-R11-CD	Blount County Circuit Court David Reed Duggan C19816	Bivins, Jeffrey S.: Affirmed as Modified	TRAP 11	Denied: Application of Ashley Moyers Order filed 11-20-14
STATE OF TENNESSEE v. JAN MICHELLE ELL E2013-01624-SC-R11-CD	Blount County Circuit Court Tammy M. Harrington C21225	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Jan Michelle Ell Order filed 11-21-14
STATE OF TENNESSEE v. WILLIAM CREGGAR SNODGRASS E2013-01741-SC-R11-CD	Knox County Criminal Court Mary B. Leibowitz 97143	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of William Cregar Snodgrass Order filed 11-19-14

SCOTT CLEVINGER v. STATE OF TENNESSEE E2013-01786-SC-R11-PC	Grainger County Circuit Court O. Duane Slone 4190, 8415IV	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Scott Clevenger Order filed 11-21-14
STATE OF TENNESSEE v. WALTER GEORGE GLENN E2013-01852-SC-R11-CD	Hamilton County Criminal Court Rebecca J. Stern 276199	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Walter George Glenn Order filed 11-20-14
BRADLEY WAYNE ADAMS v. STATE OF TENNESSEE E2013-01928-SC-R11-PC	McMinn County Circuit Court Carroll L. Ross 12CR103	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Bradley Wayne Adams Order filed 11-21-14
DARRELL TRIGG V. LITTLE SIX CORPORATION, ET AL E2013-01929-SC-R11-CV	Hawkins County Circuit Court Thomas J. Wright 13CV94	Susano Jr., Charles D.: Affirmed	TRAP 11	Denied: Application of Little Six Corporation, et al. Order filed 11-20-14

STATE OF TENNESSEE v. DAVID MICHAEL BLEVINS E2013-01976-SC-R11-CD	Sullivan County Criminal Court R. Jerry Beck S57180	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of David Michael Blevins, OPN of the Court of Criminal Appeals designated "Not For Citation" with Supreme Court Rule 4, Section E. Order filed 11-20-14(See Attached Order)
JAMES CRAIG THOMAS v. STATE OF TENNESSEE E2013-02196-SC-R11-CD	Johnson County Circuit Court Jon Kerry Blackwood 5890	Page, Roger A.: Affirmed	TRAP 11	Denied: Application of James Craig Thomas Order filed 11-20-14
RAINES BROTHERS, INC. v. H. MICHAEL CHITWOOD, ET AL E2013-02232-SC-R11-CV	Hamilton County Circuit Court Jacqueline Schulten Bolton 11C286	Frierson II, Thomas R.: Affirmed in Part, Reversed in Part	TRAP 11	Denied: Application of H. Michael Chitwood and James S. Dreaden, Order filed 11-19-14

STATE OF TENNESSEE v. JOHN WESTIN MASSEY E2013-02305-SC-R11-CD	Hamilton County Criminal Court Barry A. Steelman 285856	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of John Westin Massey Order filed 11-20-14
STATE OF TENNESSEE v. JIMMY WAYNE WILSON E2013-02354-SC-R11-CD	Sullivan County Criminal Court Robert H. Montgomery, Jr. 18745	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Jimmy Wayne Wilson Order filed 11-19-14
STATE OF TENNESSEE v. MARVIN MAGAY JAMES GREEN E2013-02425-SC-R11-CD	Sullivan County Circuit Court R. Jerry Beck S52556	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Marvin Magay James Green Order filed 11-20-14
STATE OF TENNESSEE v. MICHAEL SKETTINI E2013-02780-SC-R11-CD	Blount County Circuit Court David Reed Duggan C18827, C19637	Thomas Jr., D. Kelly: Affirmed	TRAP 11	Denied: Application of Michael Skettini Order filed 11-21-14

STATE OF TENNESSEE v. FRED MCMAHAN E2013-02800-SC-R11-CD	Blount County Circuit Court David Reed Duggan C21573, C21575	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Fred McMahan Order filed 11-20-14
GREAT AMERICAN INSURANCE COMPANY v. STATE INSULATION, LLC, ET AL. E2014-00322-SC-R11-CV	Knox County Chancery Court Michael W. Moyers 1814023	McClarty, John W., Susano Jr., Charles D., Swiney, D. Michael: Case Dispositional Decision	TRAP 11	Denied: Application of Munson Hardisty, LLC Order filed 11-21-14
GENE S. RUCKER v. STATE OF TENNESSEE E2014-00405-SC-R11-PC	Hamilton County Criminal Court Barry A. Steelman 262241	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Gene S. Rucker Order filed 11-20-14
TIMOTHY W. HUDSON v. DELILAH M. GRUNLOH, ET AL. E2014-00585-SC-R11-CV	Washington County Chancery Court John C. Rambo 42065	Per Curiam: Dismissed	TRAP 11	Denied: Application of Delilah M. Grunloh Order filed 11-19-14

DANIEL ERIC COBBLE v. CITY OF CHATTANOOGA, TENNESSEE E2014-01382-SC-R11-CV	Hamilton County Circuit Court L. Marie Williams 14C726III	Frierson II, Thomas R., Susano Jr., Charles D., Swiney, D. Michael: Case Dispositional Decision	TRAP 11	Denied: Application of Daniel Eric Cobble Order filed 11-19-14
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Jackson

VINCENT HUNT v. STATE OF TENNESSEE W2012-01468-SC-R11-PC	Shelby County Criminal Court Chris Craft 0806911	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Vincent Hunt, Motion for Appointment of Counsel Denied, Order filed 11-19-14
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STATE OF TENNESSEE v. DEANTHONY PERRY AND CHARLES HAMPTON W2012-02191-SC-R11-CD	Shelby County Criminal Court Lee V. Coffee 1004814	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Deanthony Perry Order filed 11-19-14
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STATE OF TENNESSEE v. BRANDON HARRIS W2012-02574-SC-R11-CD	Shelby County Criminal Court Lee V. Coffee 1001849	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Brandon Harris Order filed 11-21-14
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CHERYL HALL v. THE JACKSON CLINIC PROFESSIONAL ASSOCIATION, ET AL. W2013-00662-SC-R11-CV	Madison County Circuit Court Donald H. Allen C11134	Kirby, Holly M.: Reversed	TRAP 11	Denied: Application of Cheryl Hall Order filed 11-19-14
STATE OF TENNESSEE v. CALVIN JONES W2013-00881-SC-R11-CD	Shelby County Criminal Court Carolyn W. Blackett 1106965, 1201373	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Calvin Jones Order filed 11-20-14
CORTEZ GRIFFIN v. STATE OF TENNESSEE W2013-01009-SC-R11-PC	Shelby County Criminal Court Carolyn W. Blackett 0402746, 0402747	Thomas Jr., D. Kelly: Dismissed	TRAP 11	Denied: Application of Cortez Griffin Order filed 11-19-14
STATE OF TENNESSEE v. KHALIQ RA-EL W2013-01130-SC-R11-CD	Shelby County Criminal Court W. Mark Ward 1105196	Woodall, Thomas T.: Affirmed Witt Jr., James Curwood: Concur	TRAP 11	Denied: Application of Khaliq Ra-El Order filed 11-20-14

MONTREL GILLIAM v. STATE OF TENNESSEE W2013-01187-SC-R11-PC	Shelby County Criminal Court Lee V. Coffee 0700648	McMullen, Camille R.: Affirmed	TRAP 11	Denied: Application of Montrel Gilliam Order filed 11-19-14
ANTHONY BOYLAND v. STATE OF TENNESSEE W2013-01226-SC-R11-PC	Shelby County Criminal Court Lee V. Coffee 0704685	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Anthony Boyland Order filed 11-20-14
JARVIS PAYNE v. STATE OF TENNESSEE W2013-01435-SC-R11-PC	Shelby County Criminal Court W. Mark Ward 1003486	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Jarvis Payne Order filed 11-19-14
CEDRIC DICKERSON v. STATE OF TENNESSEE W2013-01766-SC-R11-PC	Shelby County Criminal Court Chris Craft 9703227	Bivins, Jeffrey S.: Affirmed	TRAP 11	Denied: Application of Cedric Dickerson Order filed 11-19-14

JONATHAN EVERETT v. STATE OF TENNESSEE W2013-02033-SC-R11-PC	Shelby County Criminal Court Lee V. Coffee 0606767	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Jonathan Everett Order filed 11-19-14
WINFRED ERROL ANKTON v. CHANDRANITA MICHELLE ANKTON W2013-02152-SC-R11-CV	Shelby County Chancery Court Kenny W. Armstrong CH01159203	Farmer, David R.: Affirmed	TRAP 11	Denied: Application of Chandranita Michelle Ankton Order filed 11-19-14
BILLY EARL MCILLWAIN, JR. v. STATE OF TENNESSEE W2013-02306-SC-R11-PC	Gibson County (Trenton) Circuit Court Clayburn Peebles 17837	Tipton, Joseph M.: Affirmed	TRAP 11	Denied: Application of Billy Mcillwain Order filed 11-20-14
TYRONE CHALMERS v. STATE OF TENNESSEE W2013-02317-SC-R11-PD	Shelby County Criminal Court Don R. Ash P24965	Glenn, Alan E.: Affirmed	TRAP 11	Denied: Application of Tyrone Chalmers Order filed 11-19-14

MARVIN GREEN v. STATE OF TENNESSEE W2013-02525-SC-R11-HC	Lauderdale County Circuit Court Joe H. Walker, III 6704	Smith, Jerry L.: Affirmed	TRAP 11	Denied: Application of Marvin Green Order filed 11-19-14
MIKE SETTLE v. JAMES M. HOLLOWAY, WARDEN W2013-02609-SC-R11-HC	Lauderdale County Circuit Court Joe H. Walker, III 6710	Wedemeyer, Robert W.: Affirmed	TRAP 11	Denied: Application of Mike Settle Order filed 11-19-14
CHIVOUS SIRREL ROBINSON v. MICHAEL DONAHUE, WARDEN W2013-02622-SC-R11-HC	Hardeman County Circuit Court Joe H. Walker, III CC13CR168	Witt Jr., James Curwood: Affirmed	TRAP 11	Denied: Application of Chivous Sirrel Robinson Order filed 11-19-14
TANYA L. COOPER v. VIRGINIA A. EVERETT W2013-02865-SC-R11-CV	Shelby County Circuit Court James F. Russell CT00357409	Per Curiam: Dismissed	TRAP 11	Denied: Application of Tanya L. Cooper Order filed 11-19-14

HATTIE KING v. COURTYARD MARRIOTT
W2014-00694-SC-R11-CV

Madison County Circuit Court
Roy B. Morgan, Jr.
C13333

Per Curiam: Case Dispositional
Decision

TRAP 11

Denied: Application
of Hattie King

Order filed 11-20-14

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**VODAFONE AMERICAS HOLDINGS, INC. & SUBSIDIARIES
v. RICHARD H. ROBERTS, COMMISSIONER OF REVENUE,
STATE OF TENNESSEE**

**Chancery Court for Davidson County
No. 071860-IV**

No. M2013-00947-SC-R11-CV

ORDER

The motions of the Council on State Taxation, the Tennessee Cable Telecommunications Association, and the Institute for Professionals in Taxation for leave to file amicus briefs in support of the application for permission to appeal in this matter are granted. Upon consideration of the application for permission to appeal of Vodafone Americas Holdings, Inc. & Subsidiaries, and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

CIRCLE C CONSTRUCTION, LLC v. D. SEAN NILSEN, ET AL.

**Circuit Court for Davidson County
No. 13C1465**

No. M2013-02330-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Circle C Construction, LLC, and the record before us, the application is granted.

The Clerk is directed to place this matter on the docket for oral argument upon the completion of briefing.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**KIGHWAUDA M. YARDLEY v. HOSPITAL HOUSEKEEPING SYSTEMS,
LLC**

**Rule 23 Certified Question of Law
from the United States District Court
for the Middle District of Tennessee
No. 3:13-cv-00622**

No. M2014-01723-SC-R23-CV

ORDER

Pursuant to Tennessee Supreme Court Rule 23, a certification order was filed in this Court on September 10, 2014, by the United States District Court for the Middle District of Tennessee. Briefs have now been filed pursuant to Section 7, and, upon consideration of the certification order and the briefs filed by the parties, this Court accepts certification of the following question of law:

1. If a prospective employer refuses to hire a job applicant because that applicant had filed, or is likely to file, a workers' compensation claim incurred while working for a previous employer, can that applicant maintain a cause of action under the [Tennessee Workers' Compensation Law] against the prospective employer for failure to hire?
2. If so, should courts apply the motivating factor standard of causation, as they do with retaliatory discharge claims?

Pursuant to Rule 23, Section 7(B) of the Supreme Court Rules, this Court desires to have oral argument by the parties. This case shall be set for hearing at the Court's February 2015 session in Nashville.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

STEPHANIE D. TURNER v. KEVIN TURNER

**Chancery Court for Fayette County
No. 12354**

No. W2013-01833-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Kevin Turner and the record before us, the application is granted.

The Court is particularly interested in the issue of whether Respondent was required under Tenn. R. Civ. P. 60.02 to file her petition to set aside within a reasonable time and, if not, whether exceptional circumstances exist in this case that require a different rule.

This cause shall be set for oral argument on the Court's March 2015 docket in Jackson.

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

**TIMOTHY DAVIS EX REL. KATHERINE MICHELLE DAVIS v. MICHAEL
IBACH, MD ET AL.**

**Circuit Court for Dyer County
No. 09CV65**

No. W2013-02514-SC-R11-CV

ORDER

Upon consideration of the application for permission to appeal of Michael Ibach, MD and Martinson Ansah, MD, and the record before us, the application is granted.

This cause shall be set for oral argument on the Court's March 2015 docket in Jackson.

PER CURIAM

Holly M. Kirby, J., not participating.

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

STATE OF TENNESSEE v. KEVIN R. BEASLEY

**Criminal Court for Davidson County
No. 2011-D-3614**

No. M2013-01424-SC-R11-CD

ORDER

Upon consideration of the Tenn. R. App. P. 11 application for permission to appeal filed by Kevin R. Beasley, and the record before us, the application is denied. The Court of Criminal Appeals' opinion incorrectly states that this case arises out of the defendant's acts on July 18, 2011, in which he stole a John Deere "Gator" utility vehicle and used it to run over a male victim. In fact, although the defendant was arrested after his actions on July 18, 2011, this particular case arises out of the defendant's acts on June 3, 2011, in which the defendant stabbed a female victim near a grocery store at the intersection of 11th and Fatherland in East Nashville.

Furthermore, the question whether the holding of *Colorado v. Connelly*, 479 U.S. 157 (1986), that police coercion is a prerequisite to a finding that an accused did not *voluntarily* waive his or her Fifth Amendment *Miranda* rights, should be expanded to also require police coercion as a prerequisite to a finding that an accused did not *knowingly and intelligently* waive his or her rights, is currently unsettled. Given the substantive discrepancy in the factual summary, and the lack of clarity about the scope of *Connelly*, the July 31, 2014, opinion of the Court of Criminal Appeals is designated "Not for Citation" in accordance with Supreme Court Rule 4(E)(1).

PER CURIAM

IN THE SUPREME COURT OF TENNESSEE
AT KNOXVILLE

STATE OF TENNESSEE v. DAVID MICHAEL BLEVINS

**Criminal Court for Sullivan County
No. S57180**

No. E2013-01976-SC-R11-CD

ORDER

Upon consideration of the application for permission to appeal of David Michael Blevins and the record before us, the application is denied.

The opinion of the Court of Criminal Appeals is designated “Not For Citation” in accordance with Supreme Court Rule 4, section E.

PER CURIAM

Jeffrey S. Bivins, J., not participating.